

Appn No. 09/833,969
Amdt date October 24, 2005
Reply to Office action of June 23, 2005

REMARKS/ARGUMENTS

Claims 3-5, 7-15 and 18-28 are pending in the application. Claims 1, 2, 6, 16 and 17 were previously canceled. Claims 4, 10-12 and 18-26 were previously withdrawn. Of the remaining claims, claims 3, 5, 7-9, 13-15, 27 and 28 are rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 6,377,810 ("Geiger") in view of U.S. Published Patent Application US 2002/0068551 A1("Strunk Publication"). Claims 3 and 5 are independent claims, which are now amended. Applicant thanks the Examiner for attention to the application.

Claim 3, as amended, specifies "storing the additional data regarding the user in the user-specific space, the additional data being related to the location of the user." Similarly, claim 5, as amended, specifies "the stored information being related to the location of the individual associated with the PCD." However, neither Geiger nor the Strunk Publication discloses storing additional information or data being related to the location of a user.

Geiger is directed to a method of providing the location information of a mobile communication device by either using GPS data or triangulation based on signals received at one or more base stations from the communication device. The objective of Geiger is to determine the location of a mobile communication device and provide the user of the device control over accessibility of the information by others. However, Geiger does not disclose or even suggest storing any additional

Appn No. 09/833,969

Amdt date October 24, 2005

Reply to Office action of June 23, 2005

information related to the location of the user of the mobile communication device.

The Strunk Publication is directed to a system for storing and supplying wireless contact information. The objective of The Strunk Publication is to provide a "system for gathering, storing and making available contact information for wireless communication device," and providing access to such information to "any sort of entity interested in obtaining such information." However, the Strunk Publication does not disclose or even suggest storing any additional information related to the location of the user of a wireless communication device.

Because neither Geiger nor the Strunk Publication discloses or even suggests storing additional data or information related to the location of a user of a mobile communication device, Applicant submits that independent claims 3 and 5, and the dependent claims therefrom are now allowable.

Applicant further submits that the portion of the Strunk Publication upon which the Examiner has relied for the rejections is additional matter that was not disclosed in the provisional application ("Strunk Provisional") from which the Strunk Publication claims priority. As Applicant fully discussed this issue in the response to the Office action dated December 9, 2004, a review of the Strunk Provisional and the Strunk Publication indicates that the Strunk Publication contains additional matter not disclosed in the Strunk Provisional. In particular, it is noted that it appears the Strunk Provisional discloses receiving contact information from service provider database stations or local exchange carriers.

Appln No. 09/833,969

Amdt date October 24, 2005

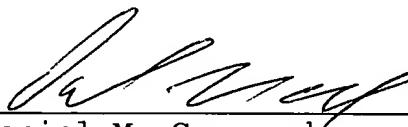
Reply to Office action of June 23, 2005

See, e.g. Strunk Provisional, p. 5, lines 3 et. seq. It does not appear that the Strunk Provisional discloses receiving contact information from users. Furthermore, the Strunk Provisional does not disclose the extent of the contact information that is later disclosed in the Strunk Publication. Only at paragraph 21 does the Strunk Publication disclose what the contact information can entail. However, it appears that there is not any support for the disclosure of paragraphs 19 and beyond in the Strunk Provisional.

Therefore, it is not believed that the Strunk Publication is a proper reference to the extent it contains additional matter not disclosed in the Strunk Provisional. Moreover, it appears that the Strunk Provisional does not disclose or suggest, whether or not in combination with Geiger, the inventions as claimed in claims 3 and 5.

Accordingly, the application is now in condition for allowance and allowance of same is respectfully requested.

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP

By 
Daniel M. Cavanagh
Reg. No. 41,661
626/795-9900